

**ENFORCEMENT
INFORMATION****REGISTER
SHEET****E/147**APPEAL ☒ yes ☐ no

Plan's Ref N/83/0180/ENF

ADDRESS

Adjoining "Braydoncroft"
Queen Street,
Braydon
Grid Ref. SU 024 871

BREACH of CONTROL

Issuing Authority N.W.D.C.

Date Issued 23-11-82

Date(s) served

Takes effect 10-1-83

Compliance by 10-7-83

Dates Extended by
Secretary of State**STOP NOTICES**

Date Served

Requiring



Date withdrawn

Steps required to be taken

- (i) To remove or secure the removal of the tipped material deposited on the site in excess of that authorised by the approved plans relative to planning permission number N/78/1190/F.
- (ii) To expose or secure the exposure of the topsoil forming the original field surface now covered by the tipped material and seed with natural grasses.
- (iii) To remove or secure the removal of the said building erected on the land without the benefit of planning permission together with any debris arising from such removal.
- (iv) To confine or secure the confinement of the parking and turning of lorries to the area authorised for such use by planning permission number N/78/1190/F.

appeal dismissed - Notice withdrawn

26.3.84.

Alleged breach of planning control

Schedule 2A. Description of the material change of use alleged to have been made

The making of a material change in the use of the land by the use for the purposes of the parking and turning of vehicles in connection with the adjoining haulage depot of land other than that authorised for such use by planning permission number N/78/1190/F.

Schedule 2B. Description of operations carried out on the land

1. The tipping of hardcore and other material, hereinafter called the tipped material over an area and to a level in excess of that authorised by planning permission N/78/1190/F which permitted the construction of a vehicle turning area having a 68 ft. diameter.
2. The erection of a building on the land for the purpose of providing storage facilities in connection with the business of a haulage depot.

NORTH WILTSHIRE DISTRICT COUNCIL

TOWN AND COUNTRY PLANNING ACT 1971. (as amended).

ENFORCEMENT NOTICE

Land adjoining "Braydoncroft" Queen Street, Braydon

WHEREAS:

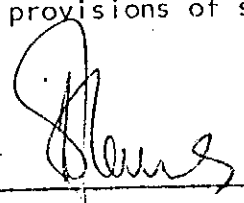
- (1) It appears to the North Wiltshire District Council ("the Council") being the local planning authority for the purposes of Section 87 of the Town and Country Planning Act 1971 ("the Act") in this matter, that there has been a breach of planning control on the land or premises ("hereinafter referred to as "the land") described in Schedule 1 below.
- (2) The breach of planning control which appears to have taken place consists in the carrying out of development by the making of the material change in the use of the land described in Schedule 2(A) below after the end of 1963 and the carrying out of the building, engineering, mining or other operations described in Schedule 2(B) below, without the grant of planning permission required for that development within the period of four years before the day of issue of this notice.
- (3) The Council consider it expedient, having regard to the provisions of the development plan and to all other material considerations, to issue this enforcement notice, in exercise of their powers contained in the said Section 87 for the reasons set out in the annex to this notice.

NOTICE IS HEREBY GIVEN that the Council require that the steps specified in Schedule 3 below be taken in order to remedy the breach within the period of 6 months from the date on which this notice takes effect.

THIS NOTICE SHALL TAKE EFFECT, subject to the provisions of section 88(10) of the Act, on 10th January, 1983.

Issued 23rd November, 1982.

Signed


Solicitor to the Council.

North Wiltshire District Council,
Monkton Park,
Chippenham,
Wilts.

Schedule 1

Land or premises to which this notice relates

The land situate at Grid Reference SU 024 871 adjoining "Braydoncroft" Queen Street Braydon in the County of Wiltshire which is more particularly delineated on the attached plan and thereon edged red.

Schedule 2

Alleged breach of planning control

Schedule 2A. Description of the material change of use alleged to have been made

The making of a material change in the use of the land by the use for the purposes of the parking and turning of vehicles in connection with the adjoining haulage depot of land other than that authorised for such use by planning permission number N/78/1190/F.

Schedule 2B Description of operations carried out on the land

1. The tipping of hardcore and other material, hereinafter called the tipped material over an area and to a level in excess of that authorised by planning permission N/78/1190/F which permitted the construction of a vehicle turning area having a 68 ft. diameter.
2. The erection of a building on the land for the purpose of providing storage facilities in connection with the business of a haulage depot.

Schedule 3

Steps required to be taken

- (i) To remove or secure the removal of the tipped material deposited on the site in excess of that authorised by the approved plans relative to planning permission number N/78/1190/F.
- (ii) To expose or secure the exposure of the topsoil forming the original field surface now covered by the tipped material and seed with natural grasses.
- (iii) To remove or secure the removal of the said building erected on the land without the benefit of planning permission together with any debris arising from such removal.
- (iv) To confine or secure the confinement of the parking and turning of lorries to the area authorised for such use by planning permission number N/78/1190/F.

THE ANNEX

(NOTE: THIS DOES NOT FORM PART OF THE ENFORCEMENT NOTICE)

STATEMENT OF REASONS

1. The site lies outside the limits of any established settlement or its reasonable extension in an area which it is the policy of the local planning authority that existing uses shall remain for the most part undisturbed and only development essential to agricultural need shall be approved.
2. The development would further extend a commercial use in an area in which it is the policy of the local planning authority that existing uses shall remain for the most part undisturbed and only development essential to agricultural need shall be approved.
3. The development constitutes sporadic development within open countryside which is detrimental to the character of this area in particular and rural amenity in general, and would set a precedent for further similar undesirable proposals.
4. The development has a detrimental effect on the character and appearance of this area and rural amenity in general and would set a precedent for further similar undesirable proposals.
5. The road which serves this development is inadequate and unsuitable on grounds of highway safety to cater for further development of this nature.

Part ass. SU0287

